

Docket No. 215075US3DIV



#12

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF: :

KENJI ENDO : GROUP: 3653

SERIAL NO: 09/988,212 : EXAMINER: K. BOWER

FILED: NOVEMBER 19, 2001 :

FOR: SHEET FEEDING DEVICE FOR AN IMAGE FORMING APPARATUS

PETITION UNDER 37 C.F.R. §1.181(a)(3)
TO INVOKE THE SUPERVISORY AUTHORITY OF THE COMMISSIONER

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

Applicants herein petition the Commissioner to invoke his supervisory authority to require the examiner to consider the references listed on the PTO-Form 1449 filed on February 19, 2002.


An Information Disclosure Statement in conformity with the requirements of 37 C.F.R. §1.97-1.98 was filed on February 19, 2002. A copy of the Information Disclosure Statement and a date-stamped filing receipt are attached. The above-referenced application has now been allowed. The U.S. Patent No. 6,065,397 was never acknowledged or made of record by the examiner.

COPY

Although Applicants do not believe that any fee is required for the present petition,
any required fee should be charged the undersigned attorneys account no. 15-0030.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



Gregory J. Maier
Registration No. 25,599
Edwin D. Garlepp
Registration No. 45,330
Attorneys of Record



22850

(703) 413-3000
Fax #: (703) 413-2220
GJM:EDG:eac

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GJM

Dept.: E/M

By: GJM/ae

OSMM&N File No. 215075US3DIV

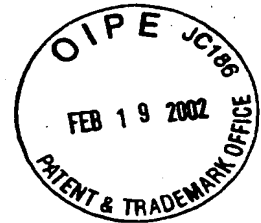
Serial No. 09/988,212

In the matter of the Application of: Kenji ENDO

For: SHEET FEEDING DEVICE FOR AN IMAGE FORMING APPARATUS

The following has been received in the U.S. Patent Office on the date stamped here

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|---|--|---------------------------------|
| <input type="checkbox"/> pp. Specification | Claims/Drawings | Sheets |
| and pages Application Data Sheet | | |
| <input type="checkbox"/> Combined Declaration, Petition & Power of Attorney | pages | |
| <input type="checkbox"/> List of Inventor Names and Addresses | | |
| <input type="checkbox"/> Utility Patent Application | <input type="checkbox"/> CPA | |
| <input type="checkbox"/> Notice of Priority | <input type="checkbox"/> Priority Doc | |
| <input type="checkbox"/> Check for | <input checked="" type="checkbox"/> Dep. Acct. Order Form | |
| <input type="checkbox"/> Fee Transmittal Form | | |
| <input type="checkbox"/> Assignment/PTO 1595 pages: | | |
| <input type="checkbox"/> Letter to Official Draftsman | | |
| <input type="checkbox"/> Letter Requesting Approval of Drawing Changes | | |
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| <input type="checkbox"/> Letter | | |
| <input type="checkbox"/> Amendment | | |
| <input type="checkbox"/> Information Disclosure Statement | <input checked="" type="checkbox"/> PTO-1449 | |
| <input checked="" type="checkbox"/> Cited References (3) | | |
| <input type="checkbox"/> Search Report | | |
| <input type="checkbox"/> Statement of Relevancy | <input checked="" type="checkbox"/> Cited Pending Applications (1) | |
| <input checked="" type="checkbox"/> IDS/Related/List of Related Cases | <input type="checkbox"/> Election Response | |
| <input type="checkbox"/> Restriction Response | | |
| <input type="checkbox"/> Rule 132 Declaration | | |
| <input type="checkbox"/> Petition for Extension of Time | | |
| <input type="checkbox"/> Notice of Appeal | | |
| <input type="checkbox"/> Brief | | |
| <input type="checkbox"/> Issue Fee Transmittal | | |
| <input type="checkbox"/> White Advance Serial Number Card | | |
| <input type="checkbox"/> Small Entity Status is Claimed | | |
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Due Date: 02/19/02

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Docket No. 215075US3DIV

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Kenji ENDO

SERIAL NO: 09/988,212

GAU: 3651

FILED: 11/19/01

EXAMINER:

FOR: SHEET FEEDING DEVICE FOR AN IMAGE FORMING APPARATUS

INFORMATION DISCLOSURE/RELATED CASE STATEMENT UNDER 37 CFR 1.97

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

Applicant(s) wish to disclose the following information.

REFERENCES

- ☐ The applicant(s) wish to make of record the references listed on the attached form PTO-1449. Copies of the listed references are attached, where required, as are either statements of relevancy or any readily available English translations of pertinent portions of any non-English language references.
- ☐ A check is attached in the amount required under 37 CFR §1.17(p).

RELATED CASES

- ☒ Attached is a list of applicant's pending application(s) or issued patent(s) which may be related to the present application. A copy of the patent(s), together with a copy of the claims and drawings of the pending application(s) is attached along with PTO 1449.
- ☐ A check is attached in the amount required under 37 CFR §1.17(p).

CERTIFICATION

- ☐ Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- ☐ No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

DEPOSIT ACCOUNT

- ☒ Please charge any additional fees for the papers being filed herewith and for which no check is enclosed herewith, or credit any overpayment to deposit account number 15-0030. A duplicate copy of this sheet is enclosed.



22850

Tel. (703) 413-3000
Fax. (703) 413-2220
(OSMMN 10/98)

Respectfully submitted,

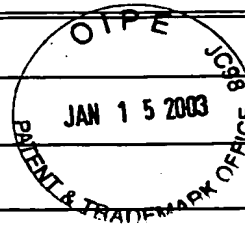
OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Gregory J. Maier
Registration No. 25,599

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Form PTO 1449
(Modified)U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICEATTY DOCKET NO.
215075US3DIVSERIAL NO.
09/988,212

LIST OF REFERENCES CITED BY APPLICANT

APPLICANT
Kenji ENDOFILING DATE
11/19/01GROUP
3651

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	AA	5,927,703	07/27/99	ENDO			
	AB	6,065,397	05/23/00	SATO			
	AC	6,213,015	04/10/01	SATO, et al.			
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						
	AL						
	AM						
	AN						

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION YES NO	
	AO					
	AP					
	AQ					
	AR					
	AS					
	AT					
	AU					
	AV					

OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)

	AW	
	AX	
	AY	
	AZ	

Examiner

Date Considered

*Examiner: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

COPY



LIST OF RELATED CASES

<u>Docket Number</u>	<u>Serial or Patent No.</u>	<u>Filing or Issue Date</u>	<u>Status or Patentee</u>
6195-0020-2	5,927,703	07/27/99	ENDO
6195-0035-3	08/925,648	09/09/97	ALLOWED
6195-0048-3	6,065,397	05/23/00	SATO
6195-0053-2	6,213,015	04/10/01	SATO, et al.
215075US3 DIV*	09/988,212	11/19/01	PENDING

COPY

*Present application; listed for information

GJM/ae

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PATENT, TRADEMARK AND COPYRIGHT LAW
AND RELATED FEDERAL AND ITC LITIGATION

WWW.OBLON.COM

TO	Betty Powell	November 27, 2002
NAME	USPTO	DATE
COMPANY/FIRM		FAX # 703-308-6642
NUMBER OF PAGES INCLUDING COVER: 2		CONFIRM FAX: <input type="checkbox"/> YES <input type="checkbox"/> NO
FROM	Edwin Garlepp	215075US-1916-6195-3DIV
NAME	703-413-5920	OUR REFERENCE
DIRECT PHONE #		YOUR REFERENCE 09/988,212

MESSAGE

The certified copy of the Priority Document (JP11-51542 February 26, 1999) was filed in the parent Serial Number 09/492,272. Therefore, we do not have a copy of the first page of the foreign document. However, a copy of the Request for Priority which was filed in the present case is attached indicating the previous filing. If you have any further questions, please feel free to contact me.

Edwin D. Garlepp

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Unless otherwise indicated or obvious from the nature of the transmittal, the information contained in this facsimile message is attorney privileged and confidential information intended for the use of the individual or entity named above. If the reader of this message is not the intended recipient or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error or are not sure whether it is privileged, please immediately notify us by telephone and return the original message to us at the above address via the U.S. Postal Service at our Expense. Thank You.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Kenji ENDO

SERIAL NO: New Divisional Application

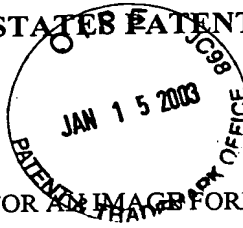
FILED: Herewith

FOR: SHEET FEEDING DEVICE FOR AN IMAGE FORMING APPARATUS

REQUEST FOR PRIORITY

GAU:

EXAMINER:



ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

- ☒ Full benefit of the filing date of U.S. Application Serial Number 09/492,272, filed on January 27, 2000, is claimed pursuant to the provisions of 35 U.S.C. §120.
- ☐ Full benefit of the filing date of U.S. Provisional Application Serial Number , filed , is claimed pursuant to the provisions of 35 U.S.C. §119(e).
- ☒ Applicants claim any right to priority from any earlier filed applications to which they may be entitled pursuant to the provisions of 35 U.S.C. §119, as noted below.

In the matter of the above-identified application for patent, notice is hereby given that the applicants claim as priority:

<u>COUNTRY</u>	<u>APPLICATION NUMBER</u>	<u>MONTH/DAY/YEAR</u>
JAPAN	11-51542	February 26, 1999

Certified copies of the corresponding Convention Application(s)

- ☐ are submitted herewith
- ☐ will be submitted prior to payment of the Final Fee
- ☒ were filed in prior application Serial No. 09/492,272 filed January 27, 2000.
- ☐ were submitted to the International Bureau in PCT Application Number .
Receipt of the certified copies by the International Bureau in a timely manner under PCT Rule 17.1(a) has been acknowledged as evidenced by the attached PCT/IB/304.
- ☐ (A) Application Serial No.(s) were filed in prior application Serial No. filed ; and
(B) Application Serial No.(s)
 - ☐ are submitted herewith
 - ☐ will be submitted prior to payment of the Final Fee

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



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Tel. (703) 413-3000
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(OSMMN 10/98)

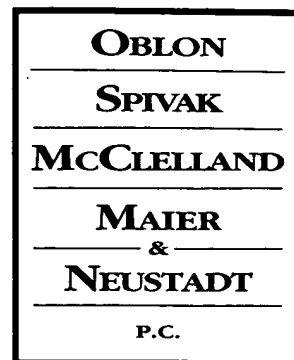
Gregory J. Maier
Registration No. 25,599

Edwin D. Garlepp
Registration No. 45,330

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DOCKET NO: 215075US3DIV



COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

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EDWIN D. GARLEPP
SENIOR ASSOCIATE
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RE: U.S. Application
Serial No: 09/988,212
Filed: November 19, 2001
Inventor: Kenji ENDO
For: Sheet Feeding Device for an Image Forming Apparatus

SIR:

Attached hereto for filing are the following papers:

PETITION UNDER 37 CFR §1.181(a)(3)

Our check in the amount of \$--180.00-- is attached covering any required fees. In the event that any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 CFR 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is attached.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Gregory J. Maier
Attorney of Record
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Edwin D. Garlepp
Registration No. 45,330

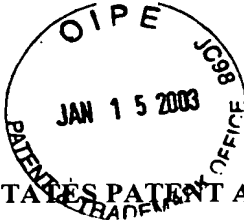


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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Kenji ENDO

SERIAL NO: 09/988,212

GAU: 3651

FILED: 11/19/01

EXAMINER:

FOR: SHEET FEEDING DEVICE FOR AN IMAGE FORMING APPARATUS

INFORMATION DISCLOSURE/RELATED CASE STATEMENT UNDER 37 CFR 1.97

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

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REFERENCES

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RELATED CASES

- ☒ Attached is a list of applicant's pending application(s) or issued patent(s) which may be related to the present application. A copy of the patent(s), together with a copy of the claims and drawings of the pending application(s) is attached along with PTO 1449.
- ☐ A check is attached in the amount required under 37 CFR §1.17(p).

CERTIFICATION

- ☐ Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- ☐ No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

DEPOSIT ACCOUNT

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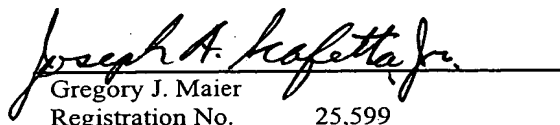


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Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
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Gregory J. Maier
Registration No. 25,599

Joseph A. Scafetta, Jr.
Registration No. 26,803

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OFFICE OF PETITIONS

Form PTO 1449 (Modified)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY DOCKET NO. 215075US3DIV		SERIAL NO. 09/988,212	
LIST OF REFERENCES CITED BY APPLICANT				APPLICANT Kenji ENDO		GROUP 3651	
				FILING DATE 11/19/01			
U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	AA	5,927,703	07/27/99	ENDO			
	AB	6,065,397	05/23/00	SATO			
	AC	6,213,015	04/10/01	SATO, et al.			
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	AE						
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	AG						
	AH						
	AI						
	AJ						
	AK						
	AL						
	AM						
	AN						
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION YES NO		
	AO						
	AP						
	AQ						
	AR						
	AS						
	AT						
	AU						
	AV						
OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)							
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	AX						
	AY						
	AZ						
Examiner					Date Considered		

*Examiner: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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LIST OF RELATED CASES

<u>Docket Number</u>	<u>Serial or Patent No.</u>	<u>Filing or Issue Date</u>	<u>Status or Patentee</u>
6195-0020-2	5,927,703	07/27/99	ENDO
6195-0035-3	08/925,648	09/09/97	ALLOWED
6195-0048-3	6,065,397	05/23/00	SATO
6195-0053-2	6,213,015	04/10/01	SATO, et al.
215075US3 DIV*	09/988,212	11/19/01	PENDING

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GROUP 3600

*Present application; listed for information

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COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

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GROUP 3600



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EDWIN D. GARLEPP
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RE: U.S. Application
Serial No: 09/988,212
Filed: November 19, 2001
Inventor: Kenji ENDO
For: Sheet Feeding Device for an Image Forming Apparatus

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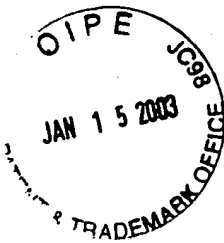
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RE: U.S. Application
Serial No: 09/988,212
Filed: November 19, 2001
Inventor: Kenji ENDO
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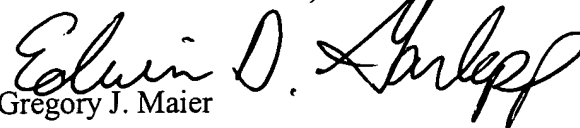
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Docket No. 215075US3DIV



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF: :

KENJI ENDO

:

GROUP: 3653

SERIAL NO: 09/988,212

:

EXAMINER: K. BOWER

FILED: NOVEMBER 19, 2001

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JAN 27 2003
GROUP 3600

FOR: SHEET FEEDING DEVICE FOR AN IMAGE FORMING APPARATUS

PETITION UNDER 37 C.F.R. §1.181(a)(3)
TO INVOKE THE SUPERVISORY AUTHORITY OF THE COMMISSIONER

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

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01/16/2003 MGBREM1 00000052 09988212

01 FC:1806

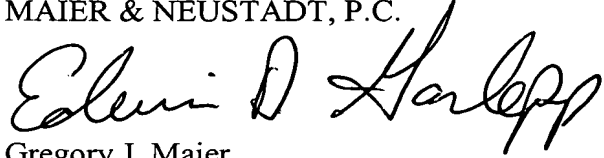
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GRM

OSMM&N File No. 215075US3DIV

Dept.: E/M

By: GJM/ae

Serial No. 09/988,212

In the matter of the Application of: KenjiENDO

For: SHEET FEEDING DEVICE FOR AN IMAGE FORMING APPARATUS

The following has been received in the U.S. Patent Office on the date stamped here

- | | | |
|---|------------------------------|--|
| <input type="checkbox"/> pp. Specification | Claims/Drawings | Sheets |
| and | pages Application Data Sheet | |
| <input type="checkbox"/> Combined Declaration, Petition & Power of Attorney | | pages |
| <input type="checkbox"/> List of Inventor Names and Addresses | | |
| <input type="checkbox"/> Utility Patent Application | | <input type="checkbox"/> CPA |
| <input type="checkbox"/> Notice of Priority | | <input type="checkbox"/> Priority Doc |
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| <input type="checkbox"/> Fee Transmittal Form | | |
| <input type="checkbox"/> Assignment/PTO 1595 pages: | | |
| <input type="checkbox"/> Letter to Official Draftsman | | |
| <input type="checkbox"/> Letter Requesting Approval of Drawing Changes | | |
| <input type="checkbox"/> Drawings | sheets | <input type="checkbox"/> Formal |
| <input type="checkbox"/> Letter | | |
| <input type="checkbox"/> Amendment | | |
| <input type="checkbox"/> Information Disclosure Statement | | <input checked="" type="checkbox"/> PTO-1449 |
| <input checked="" type="checkbox"/> Cited References (3) | | |
| <input type="checkbox"/> Search Report | | |
| <input type="checkbox"/> Statement of Relevancy | | <input checked="" type="checkbox"/> Cited Pending Applications (1) |
| <input checked="" type="checkbox"/> IDS/Related/List of Related Cases | | |
| <input type="checkbox"/> Restriction Response | | <input type="checkbox"/> Election Response |
| <input type="checkbox"/> Rule 132 Declaration | | |
| <input type="checkbox"/> Petition for Extension of Time | | |
| <input type="checkbox"/> Notice of Appeal | | |
| <input type="checkbox"/> Brief | | |
| <input type="checkbox"/> Issue Fee Transmittal | | |
| <input type="checkbox"/> White Advance Serial Number Card | | |
| <input type="checkbox"/> Small Entity Status is Claimed | | |
| <input type="checkbox"/> | | |
| <input type="checkbox"/> | | |



Due Date: 02/19/02

I:\em\EMRel\215s-216s\215075US Filing Receipt .wpd

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JAN 27 2003

GROUP 3600

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JAN 17 2003

OFFICE OF PETITIONS